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*Attorneys for Defendant
Quest Diagnostics Incorporated*

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

ANGELA COLE and BEATRICE
ROCHE, individually and on behalf of
all others similarly situated,

Plaintiffs,

v.

QUEST DIAGNOSTICS, INC.,

Defendant.

Case No. 2:23-cv-20647

Civil Action

(Document Filed Electronically)

**DEFENDANT'S NOTICE OF
MOTION FOR RECONSIDERATION
OR, ALTERNATIVELY, FOR
CERTIFICATION OF
INTERLOCUTORY APPEAL**

Motion Day: August 19, 2024

ORAL ARGUMENT REQUESTED

PLEASE TAKE NOTICE that, pursuant to Local Civil Rule 7.1(i),
Defendant Quest Diagnostics Incorporated, by and through its undersigned
counsel, shall move before the Honorable William J. Martini, U.S.D.J., on August
19, 2024, or as soon thereafter as the Court may direct, at the Martin Luther King

Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07102, for an order (a) granting reconsideration of the part of this Court’s July 2, 2024 Opinion and Order (ECF Nos. 60 & 61) that denied Quest’s motion to dismiss Plaintiffs’ claims under Section 631 of the California Invasion of Privacy Act (“CIPA”), which Quest previously filed pursuant to Rule 12(b)(6), *see* ECF No. 51, and (b) dismissing Plaintiffs’ CIPA claims set forth in Count I of the First Amended Complaint pursuant to Rule 12(b)(6).

PLEASE TAKE FURTHER NOTICE that, in the alternative, Quest moves for an Order pursuant to 28 U.S.C. § 1292(b), certifying for immediate interlocutory appeal the issue of whether Plaintiffs’ CIPA claims are barred and must be dismissed under the party exemption as set forth in *In re Google Inc. Cookie Placement Consumer Privacy Litig.*, 806 F.3d 125 (3d Cir. 2015).

PLEASE TAKE FURTHER NOTICE that, in support of this Motion, Quest will rely on the accompanying Brief submitted herewith.

PLEASE TAKE FURTHER NOTICE that a proposed form of Order is submitted herewith.

PLEASE TAKE FURTHER NOTICE that Quest respectfully requests oral argument.

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Dated: July 16, 2024

FAEGRE DRINKER BIDDLE & REATH LLP

By: /s/ Matthew J. Fedor

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Attorneys for Defendant

Quest Diagnostics Incorporated